

State of California
Business, Transportation and Housing Agency
Department of Transportation

HIGHWAY RIGHT OF WAY MATTERS
Resolutions of Necessity
Action Item

Prepared By:
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Chief
Division of Right of Way
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CTC Meeting: May 2-3, 2001

Agenda Item: 2.4b.

Original Signed by

W. J. EVANS

Chief Financial Officer

May 1, 2001

RESOLUTIONS OF NECESSITY

For each of the proposed resolutions, the property owners are not contesting the following findings contained in Section 1245.230 of the Code of Civil Procedure:

1. The public interest and necessity require the project.
2. The project is planned to provide the greatest public good with the least private injury.
3. This property is required for the proposed project.
4. An offer to purchase the property in compliance with Government Code Section 7267.2 has been made to the owner of record.

The only remaining issues with the property owners are related to compensation.

The Department of Transportation (Department) recommends the California Transportation Commission (Commission) adopt Resolutions of Necessity C-18257 through C-18281. Discussions have taken place with all the owners, each of whom has been offered the full amount of the Department's appraisal and, where applicable, advised of any relocation assistance benefits to which the owner may subsequently be entitled. Adoption of the resolutions will not interrupt our efforts to secure equitable settlement. In accordance with statutory requirements, each owner has been advised that the Department is requesting the resolution at this time. Adoption will assist the Department in the continuation of the orderly sequence of events required to meet construction schedules.

C-18257 Olympia Of Vallejo, LLC

04-Sol-37-KP 14.4/14.8 - Parcel 57197-1,2,3 - E.A. 0T1412 (Freeway) Authorizes condemnation of land in fee for a State highway, temporary easements for resizing six culverts that drain out of the subject property into sewer lines that run along Highway 37 and as a work area primarily for the construction of four culverts in the White Slough area, located in the City of Vallejo at 1101 Enterprise Street.

C-18258 Carl H. Kreh, Post No. 1123, Of The Veterans Of Foreign Wars Of The United States

04-Sol-37-KP 14.4/15.3 - Parcel 57201-1,2,3,4,5 - E.A. 0T1412 (Freeway) Authorizes condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, two permanent easements for drainage purposes, located in the City of Vallejo at White Slough, north, of Highway 37, west of Highway. 29.

C-18259 Manor Development Co., a California Corporation

04-Sol-37-KP 14.6 - Parcel 57772-1 - E.A. 0T1412 (Freeway) Authorizes condemnation of land in fee for a State highway, land in fee which is a remnant and would have little market value, located in the City of Vallejo near Sonoma Boulevard.

C-18260 Manor Development Co., a California Corporation

04-Sol-37-KP 15.3 - Parcel 56812 - E.A. 0T1412 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the City of Vallejo near Sonoma Boulevard.

C-18261 Paul C. Gillies, Trustee

04-Sol-37-KP 15.7 - Parcel 57717 - E.A. 0T1422 (Freeway) Authorizes condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, land in fee which is a remnant and would have little market value, located in the City of Vallejo, west of Highway 29.

C-18262 Wayne G. and Nancy N. Lee, Trustees of Wayne G. & Nancy N. Lee Family Trust, Under Declaration of Trust Dated October 9, 1983

05-Mon-101-PM 94.4 - Parcel 6292-1,2 - E.A. 0161A9 (Freeway) Authorizes condemnation of a temporary easement for highway construction, an easement for utility purposes to be conveyed to Pacific Gas & Electric Company, located in the City of Salinas, at 17560 Orchard Lane.

C-18263 Wayne G. and Nancy N. Lee, Trustees of Wayne G. & Nancy N. Lee Family Trust, Under Declaration of Trust Dated October 9, 1983

05-Mon-101-PM 94.45 - Parcel 6293-1,2 - E.A. 0161A9 (Freeway) Authorizes condemnation of a temporary easement for highway construction, an easement for utility purposes to be conveyed to Pacific Gas & Electric Company, located in the city of Salinas at 17515 Orchard Lane.

C-18264 Anne Scebold

05-Mon-101-PM 94.47 - Parcel 6295-1,2 - E.A. 0161A9 (Freeway) Authorizes condemnation of a temporary easement for highway construction, an easement for utility purposes to be conveyed to Pacific Gas & Electric Company, all of those certain improvements which straddle the right-of-way line with an easement to enter the remaining ownership to remove such improvements, located in the City of Salinas, at 17541 Orchard Lane.

C-18265 Pamela K. Cafarelli

06-Fre-180-KP 98.7 - Parcel 84211-1,2 - E.A. 342429 (Freeway) Authorizes condemnation of land in fee for a State highway, a temporary easement for highway construction, located in the City of Fresno at 4967 East Harvey Avenue.

C-18266 Thrifty Oil Co.

07-LA-01-PM 40.8 - Parcel 76711-1,2,4,8 - E.A. 181809 (Conventional Highway) Authorizes condemnation of temporary easements for State highway, construction, landscape, permanent easements for access, maintenance, drainage, and footing, located in the City of Malibu at 18541 Pacific Coast Highway.

C-18267 Pepi Kelman

07-LA-1-PM 41.7 - Parcel 75974-1, 2, 3 - E.A. 166109 (Conventional Highway) Authorizes condemnation of temporary easements for construction purposes and access purposes, temporary extinguishment of rights of access and a permanent easement for drainage purposes, located in the City of Malibu at 19264 Pacific Coast Highway.

C-18268 Charlotte Schwimer

07-LA-01-PM 41.7 - Parcels 75978-1, 2 - E.A. 166109 (Conventional Highway) Authorizes condemnation of temporary easements for construction purposes and access purposes, temporary extinguishment of rights of access located in the City of Malibu at 19240 Pacific Coast Highway.

C-18269 Galleria Park Partners, LLC

07-LA-101-KP 27.4 - Parcel 76770-1, 2, 3, 4 - E.A. 191309 (Freeway) Authorizes condemnation of land in fee for a State highway, a temporary easement for construction purposes and a permanent easement for footing purposes, located in the City of Sherman Oaks at 15301 Ventura Boulevard.

C-18270 Alicia R. Bautista

07-LA-138-KP 104.4 - Parcel 77026 - E.A. 4G3709 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located in the unincorporated area of Los Angeles, at Pearblossom Highway (APN 3038-002-002) in Llano, California.

C-18271 Stemmy Corporation

07-Ven-101-KP 22.21 - Parcel 75819-1,2,3,4,5,6 - E.A. 104959 (Freeway) Authorizes condemnation of land in fee for a State highway, temporary easements for construction purposes and a permanent easement for slope purposes, located in the City of Camarillo at 2713 Daily Drive.

C-18272 Walter Albro, et al

07-Ven-101-PM 13.9 - Parcel 75837 - E.A. 104959 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the City of Ventura at 2616 Ventura Boulevard.

C-18273 Dimitrios P. Poulos, et ux

07-Ven-101-PM 14.3 - Parcel 75800-1, 2 - E.A. 104959 (Freeway) Authorizes condemnation of land in fee for a State highway, a temporary easement for construction purposes, located in the City of Camarillo at 2291 Ventura Boulevard.

C-18274 Ten Ho Kaw, et al

08-Riv-86 - Parcel 17971-1 - E.A. 428159 (Expressway) Authorizes condemnation of land in fee for a State highway, mitigation purposes, located in the unincorporated area of Riverside County near the community of Mecca at southwest corner of 70th Avenue and CVCWD Stormwater Channel.

C-18275 Westfork, A Nevada Corporation / Nevada Contractors, A Nevada Corporation

09-Mno-395-KP 182.78 - Parcel 003436-1 - E.A. 254802 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located near the unincorporated area of Coleville between north of Cunningham Lane and south of Topaz Lane.

C-18276 Calneva Cattle Company, A Nevada Corporation / Nevada Contractors, A Nevada Corporation

09-Mno-395-KP 183.10 - Parcel 003437-1, 2, 3 - E.A. 254809 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, a temporary easement for construction, located near the unincorporated area of Coleville between north of Cunningham Lane and south of Topaz Lane.

C-18277 Majorie M. McKay

09-Mno-395-KP 183.59 - Parcel 3439-1, 2, 3 - E.A. 254802 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, a permanent easement for ditch and slope easment, an easement for utility purposes to be conveyed to Antelope Mutual Water Company, located near the unincorporated area of Coleville near Topaz Lane and Highway 395.

C-18278 Shirley C. Giovacchini, Trustee, et al

09-Mno-395-KP 183.50/183.91 - Parcel 3440-1, 3440-2, 003440-01-01 - E.A. 254809 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, a temporary easement for highway construction, land in fee which is a remnant and would have little market value, located near the town of Coleville near Topaz Lane.

C-18279 Elsy Croce

10-SJ-26-KP 3.3/3.8 - Parcel 14463 - E.A. 0A5009 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, all of those certain improvements which straddle the right-of-way line with an easement to enter the remaining ownership to remove such improvements, located in the City of Stockton at 5465 East Highway 26.

C-18280 Richard H. and Wannavee Done

10-SJ-26-KP 3.75 - Parcel 14665 - E.A. 0A5009 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, all of those certain improvements which straddle the right-of-way line with an easement to enter the remaining ownership to remove such improvements, located in the City of Stockton at 5621 East Highway 26.

C-18281 The Heirs and Devisees of William Criss, Deceased

11-SD-52-K.P. 24.3 - Parcel 27008 - E.A.010619 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the City of Santee at 9041 Donna Lee Lane.

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